

Message

From: Johnson, KarenD [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=46CEA12EF12D486FBB7DBAC57D947095-KJOHNS10]
Sent: 1/28/2015 3:40:33 PM
To: Kier, Lori [Kier.Lori@epa.gov]
Subject: RE: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

It is a really basic letter. Basically says...

Ex. 5 AC/AWP/DP

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Apparently he wants us to issue a new Order using a value of 0.05 that a European study comes up with..(since it would require Parkersburg to then get treatment).

From: Kier, Lori
Sent: Wednesday, January 28, 2015 10:37 AM
To: Field, Stephen; Johnson, KarenD; Jamieson, Cheryl
Subject: Re: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

Karen,

Since Steve has assigned me to work on this matter, would you like me to provide feedback on the letter from R5?

Also, please send me the original letter from Billott once you receive it.

Thanks.

Lori Kier
Senior Assistant Regional Counsel
US EPA Region III
1650 Arch Street
Philadelphia, PA 19103
(215) 814-2656
kier.lori@epa.gov

From: Field, Stephen
Sent: Wednesday, January 28, 2015 9:46 AM
To: Johnson, KarenD; Jamieson, Cheryl; Kier, Lori
Subject: RE: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

Yes; I think it would be a good idea to add Lori.

thanks

From: Johnson, KarenD
Sent: Wednesday, January 28, 2015 7:11 AM

To: Field, Stephen; Jamieson, Cheryl; Kier, Lori

Subject: FW: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

DO you want Lori to be added as a contact?

We haven't even gotten this initial letter From Rob Bilott down from Shawn's office , but R5 took the lead in a quick response to say the Agency is expecting to finalize the PFOA health value this year...

From: Shoven, Heather

Sent: Tuesday, January 27, 2015 3:40 PM

To: Capacasa, Jon; Johnson, KarenD

Cc: Poy, Thomas

Subject: RE: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

Thanks, Jon and Karen. I've attached a revised draft. I am working with our Regional Counsel to identify our attorney contact in the letter as well as the Office of Water to ensure that I captured the PFOA information correctly. Did you want us to list a Region 3 attorney as well or just refer to a R5 attorney? I appreciate your time and assistance.

Best wishes,
Heather

Heather A. Shoven
Compliance and Enforcement Team Leader
Ground Water and Drinking Water Branch
U.S. Environmental Protection Agency, Region 5
77 W. Jackson Blvd (WG-15J), Chicago, IL 60604
Phone: (312) 886-0153 / Email: shoven.heather@epa.gov

From: Capacasa, Jon

Sent: Tuesday, January 27, 2015 1:01 PM

To: Shoven, Heather; Johnson, KarenD

Subject: RE: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

Suggest saying

Address to Regional Administrator Shawn M. Garvin of EPA Region 3 and me...

Thanks.

From: Shoven, Heather

Sent: Tuesday, January 27, 2015 1:53 PM

To: Johnson, KarenD; Capacasa, Jon

Subject: RE: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

Hi Jon and Karen,

What do you think of this response?

Best wishes,

Heather

Heather A. Shoven
Compliance and Enforcement Team Leader
Ground Water and Drinking Water Branch
U.S. Environmental Protection Agency, Region 5
77 W. Jackson Blvd (WG-15J), Chicago, IL 60604
Phone: (312) 886-0153 / Email: shoven.heather@epa.gov

From: Johnson, KarenD
Sent: Tuesday, January 27, 2015 12:40 PM
To: Capacasa, Jon
Cc: Shoven, Heather
Subject: RE: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

The 2009 was jointly signed it was quite complex . I was hoping the first paragraph could be modified to reflect that he sent the letter to both Region 5 and Region 3 and that we've conferred on this response... therefore, an Agency response..

From: Capacasa, Jon
Sent: Tuesday, January 27, 2015 1:20 PM
To: Johnson, KarenD; Arguto, William
Subject: RE: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

The letter looks good but my main question "Is the 2009 Order something that we issued in Region 3 or jointly signed?" If so this response should come from both Regions, or at a minimum state that Region 5 has coordinated this response with Region 3 and HQs.

Don't know how else to ensure this is an Agency response.

Jon

From: Johnson, KarenD
Sent: Tuesday, January 27, 2015 12:11 PM
To: Capacasa, Jon; Arguto, William
Subject: FW: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

Jon- This is the letter Region 5 wants to send to Mr. Bilott. Are you Ok with this having us indicate it is from the Agency, or should we just send the same letter ??

From: Shoven, Heather
Sent: Tuesday, January 27, 2015 10:38 AM
To: Doyle, Elizabeth; Donohue, Joyce
Cc: Johnson, KarenD; Harris, Kimberly; Klassman, Debra; Damato, Nicholas; Poy, Thomas; Bair, Rita
Subject: Request for OST Input -- Letter from attorney regarding PFOA health effects data and re-evaluating EPA's SDWA 1431 2009 Consent Order with DuPont

EPA INTERNAL DELIBERATIVE

Hi Beth and Joyce,

I am forwarding you an inquiry sent to the R3 and R5 RAs from Robert A. Bilott, an attorney in Ohio, requesting that EPA consider new health effects data to evaluate the 0.40 parts per billion (ppb) site-specific action level for perfluorooctanoic acid (PFOA) in EPA's 2009 consent order with DuPont's Washington Works Facility in West Virginia.

Attached is a draft response for the Agency. Could you review and provide any edits?

Thank you for your time. Please contact me with any questions or concerns.

Best wishes,
Heather

Heather A. Shoven
Compliance and Enforcement Team Leader
Ground Water and Drinking Water Branch
U.S. Environmental Protection Agency, Region 5
77 W. Jackson Blvd (WG-15J), Chicago, IL 60604
Phone: (312) 886-0153 / Email: shoven.heather@epa.gov

From: Bilott, Robert A. [<mailto:bilott@taftlaw.com>]

Sent: Tuesday, January 20, 2015 3:32 PM

To: Hedman, Susan; Garvin, Shawn; Randy.C.Huffman@Wv.Gov

Cc: Doyle, Elizabeth

Subject: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Document attached.

Taft /

Robert A. Bilott / Partner

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